Receipt date: 12/06/2005

## 10559385-GAND1626

Please type a plus sign (+) inside this box	+
---	---

PTO/SB/08A (08-00)
Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Complete if Known Substitute for form 1449A/PTO PCT/ER2004/005088 (7) (3) (3) (3) Application Number INFORMATION DISCLOSURE December 6, 2005 Filing Date STATEMENT BY APPLICANT First Named Inventor Werner MEDERSKI et al. **Group Art Unit** Unassigned (use as many sheets as necessary) Unassigned **Examiner Name MERCK-3107** Attorney Docket Number Sheet

	. · · · · · · · · · · · · · · · · · · ·		U.S.	PATENT DOCUMENTS			
Examiner Initials *	Cite No.1	U.S. Patent Document  Kind Code <sup>2</sup> Number (if known)		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document  MM-DD-YYYY		
	1	2004034072			February 19, 2004		
	2	2003176465			September 18, 2003		

	FOREIGN PATENT DOCUMENTS							
		Foreign Patent Document				Date of Publication of	Pages, Columns, Lines, Where Relevant	
Examiner Initials*	Cite No.1	Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)	Name of Patentee or Applicant of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear	T <sup>6</sup>
	3	DE	10040783		Merck Patent GmbH	March 7, 2002		Equv to cite 1
	4	wo	0206269		Merck Patent GmbH	January 24, 2002		Equv to cite 2
			·					
	-							
		<del>  </del>					<del> </del>	
		1 1				1		L

Examiner Signature	/Rebecca Anderson/	Date Considered	05/20/2009	

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached. Number refers to English language corresponding family member.